IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 19TH MARCH 2007 / 28TH PHALGUNA 1928

Crl.Rev.Pet.No. 749 of 1998()

CRA.72/1997 of ADDL. SESSIONS COURT, THRISSUR
ST.4195/1995 of JUDL. MAGISTRATE OF FIRST CLASS COURT, KUNNAMKULAM

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REVN. PETITIONER:

DHANIKAN, S/O. ARIYARATH KARIMBAN,
KIZHOOR, KUNNAMKULAM.

BY ADV. SRI.K.DIVAKARAN NAIR

RESPONDENTS:

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1. REGHU, S/O. THACHATTIRI SANKARAN,
KIZHAKKUMURI, KADANGODE VILLAGE,
THRISSUR DISTRICT.

2. STATE OF KERALA

BY ADV. SRI.P.VIJAYA BHANU
SRI.T.A.UNNIKRISHNAN
SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 19/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL. M.P. NO. 3820/1998 IN CRL. R.P. NO. 749/1998

DISMISSED

19.03.2007 SD/- K.R. UDAYABHANU, JUDGE.

/True Copy/

P.A to Judge.

K.R. UDAYABHANU, J

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CRL. R.P. NO. 749 OF 1998

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Dated this the 19th day of March 2007

O R D E R

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to simple imprisonment for one month and to pay a fine of Rs.21,000/- and in default to undergo simple imprisonment for two months.

2. The counsel for the revision petitioner has only sought for modification of sentence. In the circumstances, sentence is modified to imprisonment till rising of the court and to pay a compensation of Rs. 21,000/- to the complainant vide section 357(3) Cr.P.C and in default to undergo simple imprisonment for three months. The revision petitioner shall appear before Judicial First Class Magistrate, Kunnamkulam on **24.04.2007** to receive sentence.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

RV